

# CRAWFORD & BAXTER, P.S.C.

ATTORNEYS AT LAW

523 Highland Avenue  
P O. Box 353  
Carrollton, Kentucky 41008

James M. Crawford  
Ruth H. Baxter

Phone: (502) 732-6688

1-800-442-8680

Fax: (502) 732-6920

Email: CBJ523@AOL.COM

May 8, 2008

**RECEIVED**

**MAY 08 2008**

**PUBLIC SERVICE  
COMMISSION**

Ms. Stephanie L. Stumbo  
Executive Director  
Public Service Commission  
Post Office Box 615  
211 Sower Boulevard  
Frankfort, KY 40602

RE: Qualified Cogeneration and Small Power Production  
Facilities Purchase Tariff of Owen Electric Cooperative, Inc.

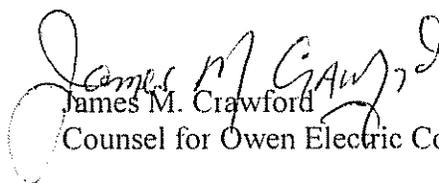
Dear Ms. Stumbo:

Please find enclosed for filing with the Public Service Commission an original and ten copies of the updated Qualified Cogeneration and Small Power Production Facilities Purchase Tariff of Owen Electric Cooperative, Inc. This updated retail tariff incorporates the proposed updates to the wholesale Qualified Cogeneration and Small Power Production Facilities Purchase Tariff of East Kentucky Power Cooperative, Inc., in PSC Case No. 2008-00128. Owen Electric Cooperative, Inc., hereby provides twenty (20) days notice to the Commission, pursuant to 807 KAR 5:011 Section 6 (3) (b), that it proposes to make this revised tariff effective on June 1, 2008.

Owen Electric Cooperative, Inc., hereby requests a deviation, pursuant to 807 KAR 5:011 Section 14, from the notice requirements of 807 KAR 5:011 Section 8, on the grounds that Owen Electric Cooperative, Inc., has no customers currently utilizing the tariff which is the subject of this filing, and that any publication of notice would involve considerable expense, and could require a delay of this filing.

Respectfully yours,

CRAWFORD & BAXTER, P.S.C.

  
James M. Crawford  
Counsel for Owen Electric Cooperative, Inc.

JMC/mns

Enclosures

FOR Entire Territory Served  
Community, Town or City

P.S.C. KY. NO. 6

**1st Revised** SHEET NO. 40A

CANCELLING P.S.C. KY. NO. 6

**Original** SHEET NO. 40A

**Owen Electric Cooperative, Inc.**

(Name of Utility)

CLASSIFICATION OF SERVICE

COGENERATION AND SMALL POWER PRODUCTION  
POWER PURCHASE RATE SCHEDULE  
LESS THAN 100 kW (Page 1 of 3)

(T)

**AVAILABILITY**

Available only to qualified cogeneration or small power production facilities with a design capacity of less than 100 kW which have executed a contract with Owen Electric Cooperative, Inc. and East Kentucky Power Cooperative, Inc. ("EKPC") for the purchase of electric power by EKPC.

(T)

**RATES**

1. Capacity

a. \$40.40 per kW per year is applicable if cogenerator or small power producer is dispatched by EKPC.

(I)

b. \$0.00614 per kWh is applicable if cogenerator or small power producer is not dispatched by EKPC.

(I)

2. Energy – A base payment per kWh is listed below for a time-differentiated basis or a non-time differentiated basis for the specified years.

a. Time Differentiated Rates:

Year	Winter		Summer	
	On-Peak	Off-Peak	On-Peak	Off-Peak
2008	\$0.06032	\$0.04293	\$0.06637	\$0.03199
2009	\$0.05722	\$0.03881	\$0.05447	\$0.02094
2010	\$0.05647	\$0.03461	\$0.05069	\$0.02203
2011	\$0.06015	\$0.03899	\$0.06448	\$0.03069
2012	\$0.05875	\$0.03817	\$0.05737	\$0.02486

(I)  
(I)  
(I)  
(I)  
(I)

DATE OF ISSUE May 8, 2008  
Month / Date / Year

DATE EFFECTIVE June 1, 2008  
Month / Date / Year

ISSUED BY   
(Signature of Officer)

TITLE President/CEO

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION  
IN CASE NO. 2008-00128 DATED April 28, 2008

FOR Entire Territory Served  
Community, Town or City

P.S.C. KY. NO. 6

**1<sup>st</sup> Revised** SHEET NO. 40B

CANCELLING P.S.C. KY. NO. 6

**Original** SHEET NO. 40B

**Owen Electric Cooperative, Inc.**

(Name of Utility)

CLASSIFICATION OF SERVICE

COGENERATION AND SMALL POWER PRODUCTION

POWER PURCHASE RATE SCHEDULE

LESS THAN 100 kW (continued - Page 2 of 3)

(T)

b. Non-Time Differentiated Rates:

Year	<u>2008</u>	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>
Rate	\$0.05120	\$0.04428	\$0.04219	\$0.04933	\$0.04596

(I)

The on-peak and off-peak energy rates are applicable during the hours listed below for each season:

Winter (October – April)

**On-Peak** 7:00 a.m. - 12:00 noon  
5:00 p.m. - 10:00 p.m.

**Off-Peak** 12:00 noon - 5:00 p.m.  
10:00 p.m. - 7:00 a.m.

Summer (May – September)

**On-Peak** 10:00 a.m. - 10:00 p.m.

**Off-Peak** 10:00 p.m. - 10:00 a.m.

**TERMS AND CONDITIONS**

1. All power from a Qualifying Facility (QF) will be sold only to EKPC. (T)

2. Seller must provide good quality electric power within a reasonable range of voltage, frequency, flicker, harmonic currents, and power factor. (T)

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IN CASE NO. 2008-00128 DATED April 28, 2008

FOR Entire Territory Served  
Community, Town or City

P S C KY. NO. 6

**1<sup>st</sup> Revision** SHEET NO. 40C

CANCELLING P S C KY. NO. 6

**Original** SHEET NO. 40C

**Owen Electric Cooperative, Inc.**

\_\_\_\_\_  
(Name of Utility)

CLASSICATION OF SERVICE

COGENERATION AND SMALL POWER PRODUCTION

POWER PURCHASE RATE SCHEDULE

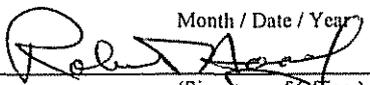
LESS THAN 100 kW (continued - Page 3 of 3)

(T)

- 3. Qualifying Facility (QF) shall provide reasonable protection for EKPC and Owen Electric Cooperative Inc.
- 4. Qualifying Facility (QF) shall design, construct, install, own, operate, and maintain the Qualifying Facility in accordance with all applicable codes, laws, regulations, and generally accepted utility practices.
- 5. Qualifying Facility shall reimburse EKPC and Owen Electric Cooperative, Inc. for all costs incurred as a result of interconnecting with the QF, including operation, maintenance, administration, and billing.
- 6. Qualifying Facility shall obtain insurance in the following minimum amounts for each occurrence:
  - a. Public Liability for Bodily Injury - \$1,000,000.00
  - b. Property Damage - \$500,000.00
- 7. Initial contract term shall be for a minimum of five years. (N)
- 8. Qualifying Facilities proposing to supply as available (non-firm) electric power shall not be entitled to a capacity payment. (N)
- 9. Qualifying cogeneration and small power production facilities must meet the definition set forth in 807 KAR 5:054 to be eligible for this tariff. (N)
- 10. Updated rates will be filed with the Public service Commission of Kentucky by March 31 of each year. (N)

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IN CASE NO. 2008-00128 DATED April 28, 2008

FOR Entire Territory Served  
Community, Town or City

P.S.C. KY. NO. \_\_\_\_\_ 6

1st Revision SHEET NO. \_\_\_\_\_ 40D

CANCELLING P.S.C. KY. NO. \_\_\_\_\_ 6

Original SHEET NO. \_\_\_\_\_ 40D

**Owen Electric Cooperative, Inc.**

\_\_\_\_\_  
(Name of Utility)

CLASSICATION OF SERVICE

**SHEET NO. 40D RESERVED FOR FUTURE USE**

(Fourth page no longer needed)

**C**

DATE OF ISSUE May 8, 2008  
Month / Date / Year

DATE EFFECTIVE June 1, 2008  
Month / Date / Year

ISSUED BY   
(Signature of Officer)

TITLE President/CEO

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION  
IN CASE NO. 2008-00128 DATED April 28, 2008

FOR Entire Territory Served  
Community, Town or City

P.S.C. KY. NO. 6

**Original** SHEET NO. 41A

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

\_\_\_\_\_ SHEET NO. \_\_\_\_\_

**Owen Electric Cooperative, Inc.**

(Name of Utility)

**CLASSIFICATION OF SERVICE**

**COGENERATION AND SMALL POWER PRODUCTION**  
**POWER PURCHASE RATE SCHEDULE**  
**OVER 100 kW (Page 1 of 3)**

(T)

**AVAILABILITY**

Available only to qualified cogeneration or small power production facilities with a design capacity of over 100 kW which have executed a contract with Owen Electric Cooperative, Inc. and East Kentucky Power Cooperative, Inc. ("EKPC") for the purchase of electric power by EKPC.

(T)

**RATES**

The rates set forth below shall be used as the basis for negotiating a final purchase rate with qualifying facilities pursuant to Section 7 of 807 KAR 5:054.

1. Capacity

- a. \$40.40 per kW per year is applicable if cogenerator or small power producer is dispatched by EKPC. (I)
- b. \$0.00614 per kWh is applicable if cogenerator or small power producer is not dispatched by EKPC. (I)

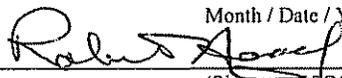
2. Energy – A base payment per kWh is listed below for a time-differentiated basis or a non-time differentiated basis for the specified years.

a. Time Differentiated Rates:

Year	Winter		Summer	
	On-Peak	Off-Peak	On-Peak	Off-Peak
2008	\$0.06032	\$0.04293	\$0.06637	\$0.03199
2009	\$0.05722	\$0.03881	\$0.05447	\$0.02094
2010	\$0.05647	\$0.03461	\$0.05069	\$0.02203
2011	\$0.06015	\$0.03899	\$0.06448	\$0.03069
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IN CASE NO. 2008-00128 DATED April 28, 2008

FOR Entire Territory Served  
Community, Town or City

P.S.C. KY. NO. 6

**Original** SHEET NO. 41B

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

SHEET NO. \_\_\_\_\_

**Owen Electric Cooperative, Inc.**

\_\_\_\_\_  
(Name of Utility)

CLASSIFICATION OF SERVICE

COGENERATION AND SMALL POWER PRODUCTION  
POWER PURCHASE RATE SCHEDULE (T)  
OVER 100 kW (continued - Page 2 of 3)

b. Non-Time Differentiated Rates:

Year	<u>2008</u>	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>
Rate	\$0.05120	\$0.04428	\$0.04219	\$0.04933	\$0.04596

(I)

The on-peak and off-peak energy rates are applicable during the hours listed below for each season:

Winter (October – April)

**On-Peak** 7:00 a.m. - 12:00 noon  
5:00 p.m. - 10:00 p.m.

**Off-Peak** 12:00 noon - 5:00 p.m.  
10:00 p.m. - 7:00 a.m.

Summer (May – September)

**On-Peak** 10:00 a.m. - 10:00 p.m.

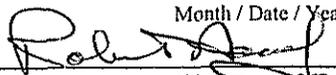
**Off-Peak** 10:00 p.m. - 10:00 a.m.

**TERMS AND CONDITIONS**

- All power from a Qualifying Facility (QF) will be sold only to EKPC. (T)
- Seller must provide good quality electric power within a reasonable range of voltage, frequency, flicker, harmonic currents, and power factor. (T)

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IN CASE NO. 2008-00128 DATED April 28, 2008

FOR Entire Territory Served  
Community, Town or City

P S C. KY. NO. 6

**Original** SHEET NO. 41C

CANCELLING P S C. KY. NO. \_\_\_\_\_

\_\_\_\_\_ SHEET NO. \_\_\_\_\_

**Owen Electric Cooperative, Inc.**

(Name of Utility)

CLASSICATION OF SERVICE

COGENERATION AND SMALL POWER PRODUCTION

POWER PURCHASE RATE SCHEDULE

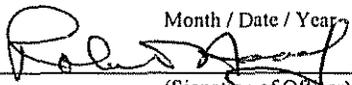
OVER 100 kW (continued - Page 3 of 3)

(T)

- 3. Qualifying Facility (QF) shall provide reasonable protection for EKPC and Owen Electric Cooperative, Inc.
- 4. Qualifying Facility (QF) shall design, construct, install, own, operate, and maintain the Qualifying Facility in accordance with all applicable codes, laws, regulations, and generally accepted utility practices.
- 5. Qualifying Facility shall reimburse EKPC and Owen Electric Cooperative, Inc. for all costs incurred as a result of interconnecting with the QF, including operation, maintenance, administration, and billing.
- 6. Qualifying Facility shall obtain insurance in the following minimum amounts for each occurrence:
  - a. Public Liability for Bodily Injury - \$1,000,000.00
  - b. Property Damage - \$500,000.00
- 7. Initial contract term shall be for a minimum of five years. (N)
- 8. Qualifying Facilities proposing to supply as available (non-firm) electric power shall not be entitled to a capacity payment. (N)
- 9. Qualifying cogeneration and small power production facilities must meet the definition set forth in 807 KAR 5:054 to be eligible for this tariff. (N)
- 10. Updated rates will be filed with the Public service Commission of Kentucky by March 31 of each year. (N)

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